

Katie Hobbs Governor Kelly Moffat, O.D. President Stephanie Mastores, O.D. Vice President	<div data-bbox="766 128 886 243" data-label="Image"></div> Arizona State Board of Optometry 1740 West Adams St., Suite 3003 Phoenix, AZ 85007	 Margaret Whelan Executive Director
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Telephone (602) 542-8155 • Fax (602) 883-7253

**FINAL MEETING NOTICE AND AGENDA FOR MEETING (VIRTUAL ONLY)
MARCH 3, 2023 SCHEDULED TO COMMENCE AT 8:00 A.M.**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a Board meeting open to the public will be held on Friday, March 3, 2023 at 8:00 a.m. **This public meeting is being held by virtual means only.**

To attend the live video session, click this link to join the meeting:

<https://us06web.zoom.us/j/82793755237?pwd=T1pUL1JkSFZxTXhRVTFt1SHZWQT09>

To call in to the meeting, 346 248 7799 (Houston), 669 900 6833 (San Jose), 253 215 8782 (Tacoma), 312 626 6799 (Chicago); **Meeting ID: 827 9375 5237 Passcode: 000187**

For further information regarding agenda material, please contact Margaret Whelan, Executive Director, at (602) 542-8155.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

Board Members

Kelly Moffat, O.D., President
Stephanie Mastores, O.D., Vice-President
Stephen Cohen, O.D.
Christopher Carpenter, O.D.
Robert C. Brown, O.D.
Diva Galan, Public Member
Sami Hamed, Public Member

Staff:

Margaret Whelan, Executive Director

Legal Counsel:

Mona Baskin, Assistant Attorney General

A. CALL TO ORDER:

B. ROLL CALL:

C. BOARD PURPOSE STATEMENT:

D. DECLARATION OF CONFLICTS OF INTEREST, IF ANY FOR THIS MEETING:

E. PRESIDENT'S REPORT:

**F. REVIEW, DISCUSSION AND POSSIBLE ACTION ON INVESTIGATIVE
REVIEWS/COMPLAINTS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- | | |
|-------------------------|-----------|
| 1. Darren Elg, O.D. | IR#202309 |
| 2. Brian Sturgill, O.D. | IR#202310 |

**G. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING ENDORSEMENT
APPLICATIONS PURSUANT TO A.R.S. §32-1723:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Ozhan Jafri, O.D.

**H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON APPLICATION FOR VOLUNTEER
HEALTH SERVICES UNDER A.R.S. §32-3217:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Glynn Griffin, O.D.

**I. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING COMPLIANCE, REVISION
OR TERMINATION OF PROBATIONARY ORDER:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Kelsie Stevens, O.D.; related to IR#202213

J. EXECUTIVE DIRECTOR APPROVAL OF NEW LICENSE APPLICATIONS PURSUANT TO A.R.S. §32-3123:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Approved February 2, 2023 through March 1, 2023

- a. Simona Toader
- b. Molly Dixon King
- c. Lauren Finale
- d. Magdalena Fuentes
- e. Kimmy Kirscht
- f. Tylor Pravongviengkham
- g. Lynn Ann Nguyen

K. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE APPLICATIONS AWAITING FINGERPRINT REPORTS; REQUEST FOR BOARD APPROVAL PURSUANT TO A.R.S. §32-1730:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Abraham, Ritu
2. Houle, Megan
3. Hunter, Thomas
4. Kim, Eunice
5. Loonat, Rices
6. Mann, David
7. Melendez, Libertad
8. Nguyen, Jenny
9. Ring, Julie
10. Rutkowski, Kimberly
11. Sarwar, Nikita
12. Tan, Caleb
13. Valenzuela, Alyssa

L. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF TESTING CENTER FOR PROCTORING OF JURISPRUDENCE EXAM PURSUANT TO A.A.C. R4-21-203(C):

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. City of North Las Vegas Libraries, North Las Vegas, NV;
<https://www.cityofnorthlasvegas.com/things-to-do/libraries/test-proctoring>
2. Bridgewater State University, Bridgewater, MA;
<https://www.bridgew.edu/academics/academic-achievement/testing-services/proctored-exams>
3. University of North Texas at Dallas, TX; <https://www.untDallas.edu/advising/testing-services/proctoring-services-nonuntD.php>

4. University of Alaska, Fairbanks Exam Services, Fairbanks, AK; <https://ecampus.uaf.edu/student-support/exam-services/>
5. Houston County Public Library System; Perry, GA; <https://houpl.org/?p=7394>

M. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704(D) and A.A.C. R4-21-210:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

Fiscal Year 2023

	Continuing Education	Date	No. of hours requested
a.	“ Understanding IOL's - Design, Material & Application in Vision Correction”, Michael A. Herion, M.D./Carrot LASIK and Eye Center	No date submitted	1 Regular

N. REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING SUNSET REVIEW; AGENCY CONTINUATION:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. SB1075 optometry board; continuation
2. SB1227 State Board of Optometry (proposed statutory changes/cleanup)

O. EXECUTIVE DIRECTOR'S REPORT:

The Board may review and discuss the listed items. The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Budget
2. Staff Activity; January and February 2023
3. Thentia update; eLicensing
4. Licensing Coordinator position; update
5. Legislative Session; bill review:
 - a. HB2035 dental board; formal hearings
 - b. HB2036 dental board; rules; assistance; repeal
 - c. HB2046 board of psychologist examiners
 - d. HB2095 technical correction; health professionals
 - e. HB2130 family and medical leave; coverage
 - f. HB2144/SB1020 open meetings; capacity; posting; violation
 - g. HB2157 medical malpractice; statute of limitations
 - h. HB2172 massage therapy; communication proficiency; repeal
 - i. HB2190 health professions; fingerprint cards; websites
 - j. HB2207 insurance; reimbursement rates; pharmacists
 - k. HB2254 rulemaking; regulatory costs; legislative ratification
 - l. HB2255 funeral practices; transportation protection agreements
 - m. HB2335 cat declawing; prohibition; exceptions.
 - n. HB2337 dietitian nutritionists; licensure
 - o. HB2344 pharmacy board; duties; regulation

p.	HB2377	public officers; lobbying; prohibition
q.	HB2429	occupational licenses; convictions
r.	HB2457	anesthesiologist assistants; licensure
s.	HB2467	international medical graduates; licensure
t.	HB2468	unprofessional conduct; health professionals
u.	HB2473	dental hygienists; scope of practice
v.	HB2517	government documents; sex identification
w.	HB2525	barbering; cosmetology; salons; unlicensed employees
x.	HB2529	scope of practice; process; repeal.
y.	HB2558	dietitian nutritionists; licensure.
z.	SB1014	eyeglasses; prescriptions
aa.	SB1041	chiropractic care; nutritional supplements
bb.	SB1053	veterinary medicine; electronic means
cc.	SB1075	optometry board; continuation
dd.	SB1078	podiatric medical assistants; radiation; exemption
ee.	SB1087	professional licensure fees; waiver; reduction
ff.	SB1158	AHCCCS; naturopathic physicians
gg.	SB1176	health professionals; address; confidentiality
hh.	SB1194	state veterinarian; certified rabies vaccinator
ii.	SB1210	funeral services regulation; DHS
jj.	SB1212	eyelash technicians; registration
kk.	SB1218	naturopathic physicians medical board
ll.	SB1226	dental board; business entities; records
mm.	SB1227	state board of optometry
nn.	SB1248	scope of practice; process; repeal
oo.	SB1249	international medical graduates; licensure.
pp.	SB1255	regulatory costs; rulemaking; ratification
qq.	SB1270	open meetings; capacity
rr.	SB1293	long-term care; inspections; investigations
ss.	SB1333	database; health professionals; license revocations
tt.	SB1336	municipal boards; members; training
uu.	SB1345	employment; employee work scheduling
vv.	SB1349	medical conditions; medical marijuana
ww.	SB1382	pharmacy benefit managers; certificate requirements
xx.	SB1383	veterinarians; malpractice; unprofessional conduct; action
yy.	SB1386	occupational licensure; fee waiver; appropriation
zz.	SB1457	psychologists; prescribing authority
aaa.	SB1460	pharmacists; independent testing; treatment; requirements
bbb.	SB1466	medical marijuana; adult-use marijuana
ccc.	SB1527	health care; 2023-2024.
ddd.	SB1602	dental anesthesia; requirements
eee.	SB1650	auditor general; duties; access

6. Future agenda items

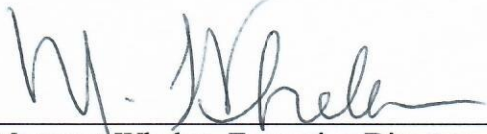
7. Future Board meeting dates

P. CALL TO PUBLIC:

Pursuant to A.R.S. §38-431.01(G), Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. Members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

Q. MOTION TO ADJOURN:

END OF AGENDA:



Margaret Whelan, Executive Director

3-1-2023

Date